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10 Attorneys for Defendant DOCTORS MANAGEMENT
COMPANY LONG TERM DISABILITY PLAN
11

12 UNITED STATES DISTRICT COURT
13 NORTHERN DISTRICT OF CALIFORNIA
14

15 LOVEY MARTIN,
16 Plaintiff,
17 v.
18 DOCTORS MANAGEMENT
COMPANY LONG TERM
DISABILITY PLAN,
19 Defendant.

} CASE NO. CV 07-5952 CW
[Assigned for all purposes to the
Honorable Claudia Wilken; Ctrm 2]
} STIPULATION TO CONTINUE
INITIAL CASE MANAGEMENT
CONFERENCE; [PROPOSED]
ORDER
} ACTION FILED: 11/26/07

22 Plaintiff Lovey Martin and defendant Doctors Management Company Long
23 Term Disability Plan (collectively, the "parties") through their respective attorneys of
24 record hereby stipulate and agree to the following:

25 1. Plaintiff served Defendant with notice of the lawsuit, complaint and
26 request for waiver of service of the summons on December 13, 2007. Defendant
27 acknowledged receipt of the complaint and waiver of service on January 14, 2008.
28 Defendant's response to the complaint is due on or before February 11, 2008.

1 2. The Court has set the Initial Case Management Conference pursuant to
2 Rule 26(f) on February 26, 2008. The last day for the parties to meet and confer
3 regarding early disclosures, early settlement, ADR process selection and discovery
4 plan pursuant to Rule 26(f) is February 5, 2008. As the dates are currently set, the
5 parties will have to meet and confer and exchange documents before Defendant has
6 even responded to the complaint. The parties believe that it would be more
7 productive for the parties if the early meeting of counsel were to take place after
8 Defendant has filed its responsive pleading.

9 3. Accordingly, the parties jointly stipulate and request that the Initial Case
10 Management Conference currently set for Tuesday, February 26, 2008, be continued
11 approximately five weeks to Tuesday April 8, 2008, at 2:00 p.m., to permit
12 Defendant to file a pleading responsive to the complaint prior to conducting the Rule
13 26(f) early meeting of counsel and exchanging documents.

DATED: January 5, 2008

LAW OFFICE OF RICHARD JOHNSTON

By Richard Johnston
Richard Johnston
Attorney for Plaintiff LOVEY MARTIN

DATED: January 6, 2008

LEWIS BRISBOIS BISGAARD & SMITH LLP

By Ralph A. Lappala
Ralph A. Lappala
Elise D. Klein
Kristin P. Kyle de Bautista
Attorneys for Defendant DOCTORS
MANAGEMENT COMPANY LONG TERM
DISABILITY PLAN

ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED

The hearing on the Status Conference is continued to April 8, 2008 at 2:00 p.m. in Courtroom 2 of the above-entitled Court.

February 11

Dated: January , 2008

Honorable Claudia Wilken
Magistrate Judge, United States District Court

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